

Senate Study Bill 3082 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON PETERSEN)

A BILL FOR

1 An Act relating to the prescribing and dispensing of
2 self-administered oral hormonal contraceptives including
3 by pharmacists and providing insurance coverage for such
4 contraceptives prescribed and dispensed.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 155A.3, Code 2016, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 39A. "*Self-administered oral hormonal*
4 *contraceptive*" means a drug composed of a combination of
5 hormones that is approved by the United States food and drug
6 administration to prevent pregnancy and that the patient to
7 whom the drug is prescribed may take orally.

8 Sec. 2. NEW SECTION. 155A.45 **Prescribing and dispensing of**
9 **self-administered oral hormonal contraceptives.**

10 1. Notwithstanding any provision of law to the contrary,
11 a pharmacist may prescribe and dispense self-administered
12 oral hormonal contraceptives to a person regardless of
13 whether the person has evidence of a previous prescription
14 from a practitioner for a self-administered oral hormonal
15 contraceptive.

16 2. *a.* The department of public health in consultation with
17 the Iowa pharmacy association and the Iowa medical society, and
18 in consideration of the guidelines established by the American
19 congress of obstetricians and gynecologists, shall adopt by
20 rule a statewide protocol for the prescribing and dispensing of
21 self-administered oral hormonal contraceptives by pharmacists.

22 *b.* The rules adopted under this subsection shall require a
23 pharmacist to do all of the following:

24 (1) Complete a standardized training program approved by
25 the department of public health that is related to prescribing
26 self-administered oral hormonal contraceptives and includes
27 education regarding all contraceptive methods approved by the
28 federal food and drug administration.

29 (2) Provide a standardized self-screening risk assessment
30 tool to the patient for completion prior to the pharmacist's
31 prescribing of the self-administered oral hormonal
32 contraceptive.

33 (3) Prior to prescribing and dispensing the
34 self-administered oral hormone contraceptive, provide
35 the patient with education regarding all contraceptive methods

1 approved by the federal food and drug administration.

2 (4) Upon prescribing and dispensing the self-administered
3 oral hormonal contraceptive, provide the patient with a written
4 record of the prescribed and dispensed self-administered oral
5 hormonal contraceptive, and refer the patient to the patient's
6 primary practitioner or women's health care practitioner for
7 preventive visits.

8 (5) Dispense the self-administered oral hormonal
9 contraceptive to the patient as soon as practicable after the
10 pharmacist issues the prescription.

11 (6) Prescribe and dispense an initial three-month supply of
12 the self-administered oral hormonal contraceptive, and, upon
13 verification of no adverse effects, issue a prescription for
14 and dispense at one time a one-year supply of self-administered
15 oral hormonal contraceptives to the patient.

16 c. The rules adopted under this subsection shall prohibit a
17 pharmacist from requiring a patient to schedule an appointment
18 with the pharmacist for the prescribing of a self-administered
19 oral hormonal contraceptive.

20 3. All state and federal laws governing insurance coverage
21 of contraceptive drugs, devices, products, and services shall
22 apply to a self-administered oral hormonal contraceptive
23 prescribed by a pharmacist under this section.

24 Sec. 3. Section 514C.19, subsection 1, paragraph a, Code
25 2016, is amended to read as follows:

26 a. Exclude or restrict benefits for prescription
27 contraceptive drugs or prescription contraceptive devices
28 which prevent conception and which are approved by the United
29 States food and drug administration, or generic equivalents
30 approved as substitutable by the United States food and drug
31 administration, if such policy or contract provides benefits
32 for other outpatient prescription drugs or devices. Such
33 policy or contract shall specifically provide for payment
34 of up to a one-year supply, dispensed at one time, of
35 self-administered oral hormonal contraceptives as defined

1 in section 155A.3, which are prescribed by a practitioner
2 authorized to prescribe drugs in this state, including a
3 pharmacist pursuant to section 155A.45.

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with
6 the explanation's substance by the members of the general assembly.

7 This bill authorizes a pharmacist to prescribe and dispense
8 self-administered oral hormonal contraceptives. Under the
9 bill, a pharmacist may prescribe and dispense these items to
10 a person whether or not the person has evidence of a previous
11 prescription from a practitioner for self-administered oral
12 hormonal contraceptives.

13 The department of public health in consultation with
14 the Iowa pharmacy association and the Iowa medical society,
15 and in consideration of the guidelines established by the
16 American congress of obstetricians and gynecologists, is
17 directed to adopt a statewide protocol for the prescribing and
18 dispensing of self-administered oral hormonal contraceptives
19 by pharmacists.

20 The bill prescribes what the rules are to require a
21 pharmacist to do and what a pharmacist is prohibited from
22 doing. The rules shall require a pharmacist to complete a
23 standardized training program approved by the department of
24 public health that is related to prescribing self-administered
25 oral hormonal contraceptives and includes education regarding
26 all contraceptive methods approved by the federal food and drug
27 administration (FDA); to provide a standardized self-screening
28 risk assessment tool to the patient for completion prior to
29 the pharmacist's prescribing of the self-administered oral
30 hormonal contraceptive; prior to prescribing and dispensing
31 the self-administered oral hormonal contraceptive, to provide
32 the patient with education regarding all contraceptive methods
33 approved by the FDA; upon prescribing and dispensing the
34 self-administered oral hormonal contraceptive, to provide the
35 patient with a written record of the prescribed and dispensed

1 self-administered oral hormonal contraceptive, and refer the
2 patient to the patient's primary practitioner or women's
3 health care practitioner for preventive visits; to dispense
4 the self-administered oral hormonal contraceptive to the
5 patient as soon as practicable after the pharmacist issues
6 the prescription; and to prescribe and dispense an initial
7 three-month supply of the self-administered oral hormonal
8 contraceptive, and, upon verification of no adverse effects,
9 issue a prescription for and dispense at one time a one-year
10 supply of self-administered oral hormonal contraceptives to the
11 patient. The rules shall prohibit a pharmacist from requiring
12 a patient to schedule an appointment with the pharmacist for
13 prescribing the self-administered oral hormonal contraceptive.

14 All state and federal laws governing insurance coverage of
15 contraceptive drugs, devices, products, and services apply to a
16 self-administered oral hormonal contraceptive prescribed by a
17 pharmacist under the bill.

18 The bill amends prescription contraceptive coverage
19 provisions to require that a group policy or contract providing
20 for third-party payment or prepayment of health or medical
21 expenses, and by reference individual policies as well,
22 shall specifically provide for payment of up to a one-year
23 supply, dispensed at one time, of self-administered oral
24 hormonal contraceptives which are prescribed by a practitioner
25 authorized to prescribe drugs in this state, including a
26 pharmacist pursuant to Code section 155A.45.